

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION  
3:17-CR-00134-FDW-SCR

USA

v.

TWYLAIN WILSON

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ORDER

**THIS MATTER** comes before the Court on the defendant's pro se Motion to Reduce Sentence, pursuant to 18 U.S.C. § 3582(c)(2). (Doc. No. 3484).

Title 18, United States Code, Section 3582(c)(2) allows a court to reduce a sentence based on a guideline range that "has been" subsequently lowered by the Sentencing Commission. Here, Defendant anticipates that a proposed amendment will have the effect of lowering his guideline range. (Doc. No. 3483, pp. 1-2). Without any legal authority, he asks the Court to apply the "Amendments Effective November 1, 2023" to reduce his sentence. (Id., p. 3). Defendant's motion is premature pending the enactment of the proposed amendment, and the Court will deny the instant motion without prejudice to Defendant's ability to file a renewed motion if and when the law upon which Defendant seeks to rely becomes enacted.

**IT IS, THEREFORE, ORDERED** that Defendant's motion, (Doc. No. 3484), is **DENIED WITHOUT PREJUDICE.**

**IT IS SO ORDERED.**

Signed: September 11, 2023



Frank D. Whitney  
United States District Judge

